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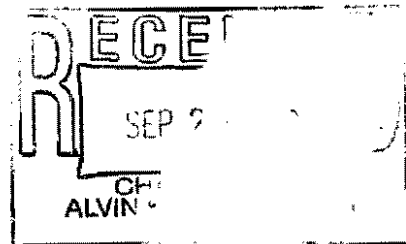
Of Counsel  
STEVEN MITCHELL SACK

*The conf is adjourned  
2 Jan. 11, 2013, 10<sup>th</sup> am  
9.20.12  
[Signature]*

September 20, 2012

VIA FAX (212) 805-7942

Honorable Alvin K. Hellerstein  
United States District Judge  
United States Courthouse  
500 Pearl Street  
New York, NY 10007



Re: C.Hans Figi v. Ross Institute, The Ross School and  
Courtney Sale Ross: 12 Civ. 5757 (AKH)

Dear Judge Hellerstein:

As counsel for Plaintiff, I write to request an adjournment of at least 60 days of the initial court conference scheduled for September 28<sup>th</sup> at 10:00 a.m. There have been no previous requests for an adjournment. Defendants consent to this request.

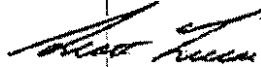
The reason for this request is that Defendants have not been served, despite three prior attempts. However, Defendants, through their new counsel, agreed today to waive service pursuant to Rule 4. Accordingly, the necessary paperwork was mailed out to Defendants' counsel today.

The reason an adjournment of at least 60 days was requested is that Defendants will have 30 days to execute the waiver of service form and another 30 days to file an Answer. In addition, I was advised by Defendants' predecessor counsel that counterclaims will be included with Defendants' Answer. Accordingly, it is prudent to adjourn the conference

by at least 60 days so that Defendants' Answer and Counterclaims can be filed and so that the parties can, in turn, realistically evaluate the discovery-related issues that will have to be addressed before the initial court conference.

Thank you for considering this request.

Respectfully submitted,



Scott A. Lucas

Cc: Robert M. Tils, Esq. (via email)